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## Sage Advice

*Ken Brown has a Conversation with Professor Kiyana Kiel*



Q. Where did you go to law school and what motivated your decision to go into law?

A: I attended UC Berkeley School of Law – Boalt Hall (more recently known as Berkeley Law). As an American Literature major at UCLA, I wanted to pursue a profession involving substantial reading and writing, and assumed I would pursue a PhD in literature. Fortunately, I was involved in the College Honors program and, through it, was introduced to the UCLA Law Fellows program. The Law Fellows program introduces law school, the legal profession, and preparing to enter both to participants. After completing the program, I was sold on law school and the myriad opportunities afforded by it, so pursued a JD in lieu of a PhD and have not looked back.

Q. What did you do before coming to USD?

A: Prior to USD, I worked as a transactional real estate, land use, and environmental attorney in-house at a northern California municipal utility and as an associate at a Los Angeles law firm. I continue to freelance in the areas in my free time. I also provided one-on-one private bar exam tutoring for the California bar exam. I specialized in repeat takers of the exam, but worked with first time and repeat takers of the exam.

Q. What is your role at the school?

A: I am the director of Academic Success & Bar Programs (ASBP) and a professor of bar exam writing. As a professor of bar exam writing, I teach one section of Fundamentals of Bar Exam Writing each spring and assist in the review and revision of the curriculum to ensure best practices and outcomes for students taking the course.

As the ASBP director, I oversee and facilitate activities and provide information meant to assist entering students with the transition to law school and preparing for law school exams. Many law students enter with the false assumption the study habits that allowed them to excel in undergraduate or graduate studies will work in law school. Unfortunately, for the vast majority of students, this is simply not the case. Successful law school exam preparation requires:

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## Final Thoughts

*SBA President Keith Van Wagner Shares a Goodbye*

*By SBA President Keith Van Wagner*

Hello again USD Law!

It's a very strange thing, writing about the end of not only an academic year, but also our time in law school. I would love to toss out stories and memories that I've made and shared with oh-so-many of you, but why would I spoil those magical tales which we share in discrete friendship by announcing them to everyone?

No, I hope that you, dear reader-students, have your own memories of the people and things you did this year, of the people who transferred or dropped out and whom you will miss, and of the people who shall not be named but who hold a special dark spot in your heart because you unfortunately had to deal with them for a semester – or year – or years – and can finally be rid of their incessant personality.

Instead, I think it's important to recognize that come May 14th, everything will change for approximately one third of our school. Instead of beginning our summer internships or packing up to fly abroad, we will begin the dismal task of bunkering down and studying for the bar. For some of us, this will be a new skill, one we never mastered or really attempted to bother with during the past years.

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## School of Law Holds Annual Leadership Breakfast

*Brody Burns, Editor-in-Chief*

On Saturday April 16, the Office for Law Student Affairs and the Student Bar Association (SBA), in conjunction with Dean Stephen Ferruolo, held the 2016 Student Leadership Breakfast at La Gran Terraza.

The breakfast is an annual event recognizing the contributions of the various student leaders to the law school community and distinguishing the impacts that a number of the student organizations had over the past academic year.

The breakfast serves as a way to recognize the impact of the students on the school. Students take on a very active role within the Law School and enrich the community in a number of ways. During 2015-16 Students were responsible for running the three prestigious law journals; led a number of the student advocacy organizations including Moot Court and VICAM; served on the student government; ran a number of networking events, symposiums and panel discussions; created new organizations; and greatly impacted life within the law school community.

The event also features a keynote speaker and a number of awards commending individual's and organization's achievements.

At this year's breakfast, the Intellectual Property Law Association (IPLA)

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## MOTIONS

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Our mission is to provide news, information, analysis and commentary to the students, faculty, and staff of the University of San Diego, the University of San Diego School of Law, and the general legal community of San Diego. We believe that journalistic excellence is the soundest foundation for success. We pledge to seek and report the truth with honesty, accuracy, and fairness. These principles are cautiously guarded by each member of the Motions staff.

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### SUBMISSIONS

*Motions* welcomes articles, letters, guest columns, complaints, and commentaries. All submissions must be original work and include valid attribution information. We reserve the right to edit for content, length, style, and the general requirements of good taste.

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# Letter from the Editor

## Brody Burns, Editor-in-Chief

So long. Farewell. Auf Wiedersehen. Goodnight.

This is my swan song.

After this issue I am officially going into retirement from law school journalism. This retirement will not be akin to that of The Who. Pete Townsend and company originally went on their farewell/retirement tour back in 1982. However, for those of you still looking to become a Pinball Wizard, the band will be playing San Diego in late May as part of their "The Who Hits 50 Tour!" Meaning their retirement tour has spanned more than 34 years. Longer than most of your lives. Mind blown!

For what it's worth, I fully support what The Who are doing. If I was part of an iconic band of their stature, then I would keep touring too. Just wheel me out as long as people wanted to hear me. Like the late, great, B.B. King. But I digress.

If for some tragic reason, I am still at the helm of this ship next year, then something went terribly wrong. I would be a super-senior 3L. If that's the case it would probably be best to avoid making eye-contact with me.

So the issue you are now holding, or reading digitally, will be my last as Editor-in-Chief. For those who love musicals, you will recognize that I opened up with lyrics from *The Sound of Music*. So for those playing pop-culture Jeopardy, the category titled, who is this old man and why does he sound like my dad has now been filled. (See The Who, B.B. King, *The Sound of Music*, References to newspapers in general...)

In all honesty, it has been a privilege and an honor to serve the USD Law School community through *Motions* and to provide a vehicle for expression for both students and faculty. I strongly believe in the value of a newspaper, and was thrilled to work on this one.

My journey started as a 1L as a staff writer. During my 2L, I became an editor and by my 3L, I was steering the ship. (I apologize for all the references to sailing, part of me still sees that silly sailboat hat I made as a first-grader out of a newspaper. When I actually began working with a newspaper, I felt grossly misled about what the job entailed.)

In my time, I have contributed more than 40 columns and articles to the newspaper and spent countless hours editing, producing, designing and most of all, yelling at an old computer that continues to defy my commands as I attempt to format each paper.

The time that I have spent working on *Motions* has been incredibly rewarding. Specifically, I am very proud of the product we have been able to produce this year.

My partner in crime, Managing Editor Ken Brown, deserves an incredible amount of credit. His crime was being much too generous and being my friend. Ken foolishly agreed to help me this year, and true to form, has gone above and beyond the call of duty. This year would not have happened without him. He has been an invaluable asset to the paper and an even better friend.

Thank you, Ken.

My biggest thank you goes to all of the writers and contributors to the newspaper. We have printed a diverse amount of content from many unique perspectives. This content has included: faculty interviews, law librarian columns, coverage of events at the law school, personal stories from students, articles from SBA representatives, and so much more. We even let some delusional 3L predict that Jeb Bush would be the Republican nominee. (In my defense, Jeb was polling above fifty percent with those voters who do actually share his last name.)

The writers and contributors have been indispensable. We have had more than 25 different writers contribute original content and their contributions make the newspaper. Thank you so much to each and every person who has contributed to *Motions* this year.

I will leave you with this small piece of advice regarding law school: get involved. Whether it's a student organization; a journal; an advocacy team; a clinic; researching for a professor; writing for the incredible newspaper; or finding any other way to do something with your free time outside of the classroom – just do something. I strongly believe that the true value of your education will come from doing any or all of these things. For me personally, competing on the mock trial team has been one of the more influential aspects of my law school education and it is something that I will carry with me for the rest of my life. I can't necessarily say that about all of my classes. So take a chance and become involved. This school has a tremendous amount of opportunities - so seek them out. *Motions* is always looking for people to contribute in a number of ways, and the incoming Editor-in-Chief Joe Stewart we would love to work with you in the upcoming school year.

Finally, if you would ever like to discuss whether *Eminence Front* or *Behind Blue Eyes* is a better song, then please reach out. Or for any other reason. I will soon be an alum and I love to help.

Thanks.

Brody Burns

brodyburns@sandiego.edu

*Brody Burns is a 3L  
interested in Criminal  
Law*



***Congratulations to the Graduating Class of 2016  
Enjoy Your Final Days at USD Law and  
Best of Luck this Summer on the Bar Exam!***



## Sage Advice with Professor Kiyana Kiel Continued...

1. Consistent engagement with the material (memorization and retention of the law); and
2. Routinely practicing legal analysis in written format (in other words, practicing essay, short answer, and multiple choice questions under timed conditions to simulate what you will tackle on your law school exams).

The bad news: there is no “magic pill” and cramming does not work effectively for law school exams. The good news: studying effectively and efficiently for law school is doable, especially if you utilize the resources offered through ASBP to determine the best study approach for your learning preferences. A good place to begin is scheduling a one-on-one academic advising meeting with me.

Q. I have a few questions about the bar exam. Be honest – is the bar really as hard as they say it is?

A: In a word, yes. The bar exam is “as hard as they say it is” due to the amount of material you must master during the bar preparation period. However, if you study in the correct manner, you can and will pass the bar exam on the first attempt. At a minimum, it is vital for you to sign up for a bar preparation course (Barbri, Kaplan, or Themis) and follow the study plan they provide. Remember, they are the experts, not you, so stick with their plan.

Q. What are some common pitfalls you see students fall into while they are studying for the bar exam?

A: Pitfall #1: Attempting to self-study (aka study for the exam without signing up for a bar preparation company. This includes using old, recycled books). For the California bar exam, this is not an acceptable approach if you want to ensure bar passage on the first attempt.

Remember, you are learning a new skill set—studying for the bar exam, which is a thirteen subject, multiple format exam (essay, performance test, and multiple choice)—in a short period of time. The skill set is similar but not identical to that used for law school exam preparation. Those who self-study attempt to learn more law than is necessary. For law school exams, you need to know much more detail and specifics in a given subject than that expected by the examiners of the bar exam. Self-studiers waste precious time learning and memorizing minutia unnecessary to pass the California bar exam. Solution – utilize a summer bar preparation course to learn the skill set necessary to pass from the bar exam experts. Your purchase of these products ensures you have access to: (1) up-to-date material, condensed to identify the topics heavily tested by the California bar examiners; (2) practice exams in every format tested on the exam; and (3) strategies and tips to study for and practice each type of question tested on the exam.

Pitfall #2: Not utilizing the information and services offered by USD’s One & Done bar exam campaign. Each year, I meet individually with USD students who were unsuccessful on the bar exam. Of these students, many failed to attend the One & Done bar exam workshops hosted throughout the year or schedule attend a one-on-one bar exam advising appointment. As a result, when explaining how they prepared for the exam (or, strayed from their bar preparation program), they identify things I and most bar exam experts would specifically advise against. Solution – schedule a bar exam advising one-on-one before you take the exam to have a candid discussion about the dos and don’ts of studying for the bar exam by contacting lawacademicsuccess@sandiego.edu.

Pitfall #3: Not seeking assistance when it is needed. Whether a student needs to vent, wants clarification of the law, or a definition of something they think they should know, many do not seek or obtain the relief or answers they need. Solution – contact your bar preparation company for questions about the law or how best to study for the exam. If you still have questions or concerns, contact lawacademicsuccess@sandiego.edu to schedule an advising appointment.

Q. Outside of taking a prep course such as BARBRI, Kaplan, or Themis, what other resources do you suggest students utilize while studying?

A: Barbri, Kaplan, and Themis are full service products, so most students do not need additional resources if, and only if, they are adhering to the study plans provided. However, if you are struggling with a particular skill, subject, or want additional feedback on your written practice exams, there are programs available to supplement your bar preparation program. Your first resource is the company you signed up with, but if you require additional assistance contact lawacademicsuccess@sandiego.edu for guidance.

Q. What can 1Ls and 2Ls do now to best prepare for the bar exam?

A: Actively participate in USD’s One & Done bar exam campaign each year by doing the following:

1. Pick up a One & Done checklist from the Academic Success Resource Center (Warren Hall 206) or view it online.
2. Complete all items and attend all workshops as outlined by the checklist.
3. Become familiar with the USD Bar Exam Information webpage. It provides helpful links

to frequently used/needed external information, including the bar exam application, moral character determination, MPRE, and helpful links if you plan to take an exam other than California.

4. No later than the second semester of your 2L year, obtain and read the Bar Exam Information packet from the Academic Success Resource Center. The packet provides answers to the most frequently asked questions associated with applying for and taking the bar exam.

Remember, do it once, do it right – be One & Done!

*Ken Brown is a 3L  
interested in the field of  
Employment Law*



### Final Thoughts Continued...

For others, this will be business as usual, and we will request that our favored dark cubicle in the LRC be held with a placard noting that no one interfere with our shrine to bar preparation. Whichever of the two ends you fall on the effort spectrum, I wish you the best – years of classes and internships and expensive, heavy, drab, dusty tomes of law-stuff, these all should not culminate into a wasted opportunity.

That’s what the bar exam is – an opportunity. An opportunity to find the value and benefit in the time we spent mostly trekking betwixt the poorly parked Maserati’s and Porsches our affluent undergrads plopped so ungraciously in what we all really know is our parking lot, but which we couldn’t get any of the administration to enforce. An opportunity to remember that this was all for something, though what that something was varies depending on who you are.

Some of us grew up in legal households, with legal family, and wanted to follow in the footsteps of our blood that we so envied and admired. Some of us wanted a career change, a way to branch out of the fields which lost

their luster and enter instead into something new, exciting, and thrilling. Some of us wanted another opportunity to delay the inevitable, to refuse to latch on to a career right out of our undergraduate education, and see what the field of law would bring in the way of opportunity. Some of us simply loved learning enough to sit through three more years of information, facts, theory, and analysis, and in doing so it bettered us.

But I like to think that most of us, if not all of us, came to the University of San Diego because of a dream. A dream that we hoped would lead to something, anything, everything that we wanted in our lives. A future. Happiness, job satisfaction, personal enjoyment, friendship, networking. Whatever term or phrase or goals you may have, you came here in at least some small way to fulfill them. And that’s the opportunity that we all have now before us – whether it is passing the bar so that we can be sworn in and truly begin to practice what we’ve been taught, or whether it is leveraging our new degree to some other goal, we are here because it was our dream.

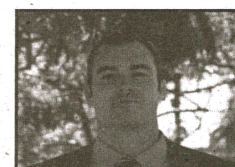
The coming days and weeks will soon blur into months and years. And in that time some of us will lose touch, forget to take the time to connect, and we may move apart. So when you’re

studying, when you’re working, when you’re living your life, remember that if nothing else, the last few years have been a shining example of the connections and friendships you can make when you are pushed into a small, tight-knit community of like-minded individuals. A cohort of amazing and admirable friends. So if you can, take the time to stay in touch. Take the time to enjoy the small amount of time we have together before we become caught up in lives outside of this community.

Enjoy yourselves, and when you find that the days are years gone past, ensure you have memories all your own which you can look back and smile upon. Because the dream which brought us all together, it doesn’t matter where it ends up or where it goes. What matters is that you had that dream to begin with, and that you saw it through.

Until that day then,  
Keith Van Wagner

*Keith Van Wagner is a  
3L interested in the field  
of Criminal Law*





# The End of An Era: Intramural Softball

By Cody Wisniewski, Softball Commissioner

Another season of softball draws to a close, and along with it, my time as your Grad/Law Intramural Coordinator. At the time of writing this article, we have one week of playoffs remaining, with five teams left in contention for the coveted Grad/Law Intramural Softball Championship: the 1-seed UnEstoppables, the 2-seed Chicks Dig the Law Ball, the 3-seed Old N Slow, the 4-seed Pitches Be Crazy and the 7-Seed Bal1L's Oot. Before we get to playoffs though, we should talk about some other big events we had this season.

This season, we held our second annual home run derby during our first annual All Star Break. This year, instead of just hosting a home run derby, we decide to change up the structure in order to get more people out to participate. We hosted three events: (1) a team representative home run derby, (2) a team representative around the bases drill, and (3) an individual home run derby. The team representative home run derby was close, but was ultimately won by Emilio Cazares representing Chicks Dig the Law Ball, who won a free extra-large pizza from Woodstock's Pizza in Pacific Beach. The team representative around the bases drill, which requires four players to get the softball around the bases as fast as possible while making 'outs,' was won by SOLES: Sisters and Mistrs, who also received a free extra-large pizza from Woodstock's. Both the female and male individual home run derby brackets were won by Old N Slow team members, Martina Galinato and Merrick Marino, who each received two tickets to an upcoming San Diego Padres Game for the big hitting. In addition to some wonderful events, we were lucky enough to have pizza from Woodstock's Pizza for everyone in attendance.

Now, onto the playoffs! By the time you're reading this, the champion will likely already have been crowned, but I still want to acknowledge these teams. For the second straight season, we have the top four seed moving on in playoffs, although Chicks Dig the Law Ball must defeat Bal1L's Oot, whose game was called after the fourth inning with a score of 6-5 for Chicks Dig the Law Ball, in order to maintain that streak. In fact, we could have a repeat of last season's final, with the 1-seed UnEstoppables facing the 2-seed Chicks Dig the Law Ball, where the UnEstoppables came away with the victory. Also, in their week one matchup this season, the UnEstoppables defeated Chicks Dig the Law ball 17-10. The UnEstoppables, however, have had a few close games this season, and have shown they are beatable in their narrow, walk-off win against the 9-seed Impeaches and Cream

in their quarter final matchup.

This is all assuming the 1 and 2-seed advance to the finals, which will not be an easy task. Old N Slow has managed to move from the 6-seed last season, to the 3-seed this season, and has only dropped two games – their opening game by two runs to Show Me Your Torts, and their matchup against Chicks Dig the Law Ball by only one run. If Chicks Dig the Law ball does beat Bal1L's Oot, they will have a tough time against Old N Slow, a team comprised on University of San Diego staff, professors, and administrators. Pitches Be Crazy did not even exist last season, but has clearly sent a message to the league that they came to play. Also, as a team comprised of 1Ls, they have a good chance at being contenders for some time to come. Pitches Be Crazy will have a tough matchup against the UnEstoppables, but they have won their last three games in a row. Overall, this is shaping up to be a great last week of playoffs.

This last week of playoffs will also be my last week as your Grad/Law intramural coordinator, which is certainly a bittersweet feeling. I am happy to be moving on to a new chapter in my life, but I can honestly say that serving as Grad/Law Intramural Coordinator has been one of the best experiences in my law school tenure. I have tried my best to be fair and balanced, and uphold the rules and spirit of the University of San Diego Campus Recreation Program, and I can only hope that all participants feel as though their voices were heard. I sincerely hope that everyone who has participated in any sort of USD intramural league continues to do so, and I hope those who haven't get out and try something new next year. You will all be in the very capable hands of my current co-coordinator, Colton Addy, who I know will continue to improve and streamline Grad/Law intramurals. Get out there and swing for the trees people, because we don't have fences!



Cody Wisniewski is a 3L interested in Corporate Transactional Law

## Welcome from the New SBA President

Dear USD Law Students,

A big thank you to all of you for voting me and my wonderful colleagues, Kris Darrough, Marian Massey, Ashley Foote, and David Nauss as the 2016-2017 SBA Executive Board. Your passion for serving the community with your legal skills, for bringing top-notch attorneys and judges to inspire careers, and for being fierce oral advocacy competitors, is what makes our jobs worthwhile. We're looking forward to working with all of you to make USD Law the best it can be by being reliable resources and zealous advocates.

Collaborative, professional, friendly, knowledgeable, and helpful are the words we hope you'll use to describe the SBA next year. First, next year's SBA is full of outgoing students who show genuine enthusiasm for being involved. One of our goals is to maintain frequent and open communication between all board members so that we can serve you as a unified team of 26. We plan to use SBA meetings as a time to update the SBA board and all of the organization leaders on our treasury decisions and lessons learned at Dean Student Advisory Committee meetings. We also plan to use the meeting as an opportunity to ask us any and all questions you may have about the ins and outs of hosting an event. Additionally, we want to use the time for organizations to discuss past and future events and share advice that they have for those planning future events.

Second, we promise to always be professional and friendly. We want working with us to be simple and fun. We understand that coordinating events is inherently stressful and full of moving parts; we will do our best to ease the process and help you jump through all of the right hoops.

Lastly, we will strive to be as knowledgeable and helpful as possible. We want to foster an open channel of communication wherein we share our knowledge regarding planning events and school happenings, and you can share all of your questions, comments, and concerns.

Again, a big thank you! Good luck on finals. Enjoy your summer internships. Own the bar. Save time for family, friends, and some quality R&R. We look forward to working with you next year! Sincerely, Lauren Stockunas, 2016-2017 SBA President



Lauren Stockunas is a 2L interested in Civil Litigation



## *School of Law Holds Annual Leadership Breakfast Continued...*

...and their president, 2L Jennifer Abma, were recognized as the Student Organization of the Year. Abma was thrilled at receiving the award for the IPLA, she said,

"I'm honored that IPLA took the award this year. It's a recognition of the hard work the board has put into building our organization. We improved IPLA's performance by increasing the number of speaker panels, improving community outreach, and connecting students with career opportunities."

Abma then went on to speak about some of the highlights of the year for IPLA,

"Keeping IPLA members in touch with intellectual property opportunities events is a top priority. This year we connected student with IP jobs at local law firms, free conference passes, seminars, networking mixers, and volunteer opportunities. On campus we held copyright, trademark, and patent litigation panels with practitioners in our community. We also hosted an ABA Science & Technology section panel with industry leaders. This year we hosted speakers from firms such as Wilson Sonsini, Jones Day, and TechLaw. Hot IP topics discussed include digital law and international IP protection. It was a very successful year for IPLA! There are many deserving law school organizations that made a positive impact this year. Receiving the Student Organization of the Year Award exceeded our expectations. We are grateful to be recognized. I hope our efforts inspire other student leaders!"

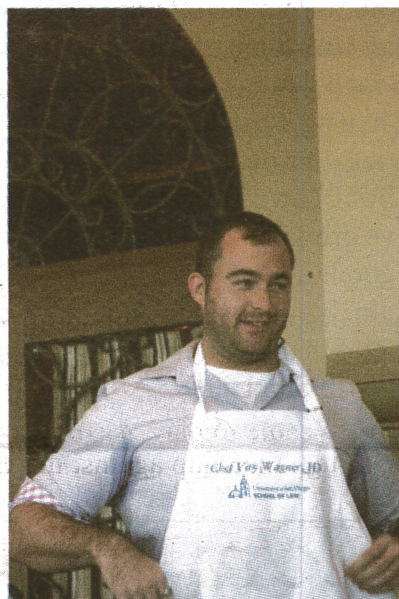
Outgoing SBA President Keith Van Wagner, 3L, was also recognized for his commitment and service to the Law School over the past year. Dean Ferruolo gave Van Wagner as special gift – a personalized apron in appreciation of his time as Presidency. Van Wagner returned the favor, with a gift of specialized cufflinks engraved with DSAC, a memento for all of his time working with the Dean's Student Advisory Committee (DSAC). Van Wagner spoke about the impact of the event,

"I think the Student Leadership Breakfast is a really great opportunity to both recognize the contributions which students have given in their time and effort, and a great way to wind-down the end of the year by acknowledging the new incoming leaders."

Abigail Stephenson, alumnus from 2010, served as the keynote speaker. Stephenson is an associate with Blanchard, Krasner & French, serves on a number of local organizations and is an adjunct professor at the School of Law in the civil practicum course.

Stephenson spoke at length about her own professional experiences with leadership, including her takeaways from clerking for the Honorable Bruce S. Jenkins at the U.S. District Court for the District of Utah. Stephenson also shared some of her own personal advice. She advised students to imagine a world where you could not fail, as a way to encourage students to not let the fear of failing impede them from accomplishing a goal.

At the breakfast, a number of students were also recognized for their individual contributions to USD School of Law. The Office for Law Student Affairs handed four Student Enhancement Awards to recognize these students.



Ross Bautista, 3L, was recognized for his strong leadership as the founder and President of the Transactional Law Team and the former President of Sports and Entertainment Law Society.

Jared Leigh, 3L, was recognized for his indispensable contributions in creating, organizing and running the inaugural 2015 Sports Law Symposium and following up that event with a successful Symposium this year.

Siobhan Murillo, 3L, was recognized for her incredible fundraising ability and vital contributions to the school as the President of the Women's Law Caucus.

And Brody Burns, 3L, was honored for his journalistic contributions as the former Managing Editor and current Editor-in-Chief of Motions.

Murillo was thrilled to be recognized with the Student Enhancement Award. She said,

"I was incredibly surprised and honored to receive the award, it meant so much to me. I am so grateful to my entire executive board, law student affairs, and everyone else for all of their hard work, support, and dedication this year."

Similarly, Leigh was humbled and grateful at his recognition. He said,

"It really was an honor to receive one of the Enhancement Awards at the leadership breakfast. Founding and coordinating the Sports Law Symposium these past two years has been one of my proudest accomplishments and to be rewarded in this manner for those efforts is extremely validating."

The breakfast also featured the installation of the new SBA officers for the 2016-17 school year.

Nadine Deeb, Paul Gonia, Michael Hsieh, and Lauren Stockunas were all recognized for their contributions, in addition to Van Wagner. Stockunas will take over as President, Kris Darrough as Vice President, Ashley Foote as Treasurer, David Nauss as Secretary and Marian Massey as VP of Organizations.

*Brody Burns is a 3L  
interested in Criminal  
Law*





# So Long USD. Don't Ever Change.

By Ken Brown, Associate Editor

Three years. It's been three years since I first walked through the front doors of Warren Hall. When I was going through the law school application process, I didn't know much about the University of San Diego School of Law, other than that Robert Kardashian and Theo Epstein were alumni. I never seriously considered attending USD until I arrived for a campus visit day in March of 2013.

I was immediately impressed by the beauty of the campus. I looked at the architecture of each building and admired our beautiful view on top of the hill. I instantly felt something different than I had felt on other law school campuses. I knew that USD was special and that I wanted to be a part of this great university. Then, I sat in a mock evidence class put on by Professor Devitt, who might be the most charismatic human being alive, and that sealed the deal for me. Good move USD, you really brought in the big guns.

The last three years have been the hardest of my life. But I've come to learn that the hardest things in life are the ones that are most worth doing. I enjoyed most of my classes, even though they were a challenge. Although I loved studying the law, what made my experience bearable and even enjoyable was you – my fellow classmates. We all heard the stories before law school about cutthroat students who would tear pages out of library books to prevent other students from completing their assignments. About the students who would give other students false information about assignment deadlines in order to gain advantage on the curve.

I expected that to be a part of my law school experience. But I'm glad to say that it was not. What I found at USD was a collegial, collaborative environment. Even though the curve was looming over all of our heads, most students were willing to explain a difficult point to a struggling classmate. We participated in activities together such as bar reviews, dean's mixers, and law school softball. I did not feel like an individual at USD – I felt like I was part of a team. It is primarily because of that, that I will cherish my memories at USD Law. It is because of you that this is such a special place. It is because of you that I decided to come to USD Law School. And it's because of you that I decided to stay at USD Law School.

So, let me give you some advice before I ride off into the sunset – don't stop being that kind of person. When you leave this place, don't stop being a Torero. Be a teammate. Be the kind of person who makes your office a special place that people want to work in. If someone is struggling, help them. Be kind to the people with whom you interact – all of them. This means paralegals, court staff members, and other people with whom you interact on a day-to-day basis. This term "teammate" even applies to your relationship with opposing counsel.

I volunteered at a national legal conference for an organization that I'm a part of a few months ago. While I was helping check attorneys in prior to the conference starting, several of them were very impatient and even made rude remarks about how slow we were going. One woman with whom I was working for the day (who was not an attorney) later told me something that stuck with me. She said, "Ken, when you become an attorney, promise me you won't turn into a jerk like some of these guys."

I thought about this for a while. Her assessment was right – a lot of those guys were jerks. Now, I don't know if they were jerks long before law school, or if they were just having a bad day. But I started to wonder what it is that turns so many nice people into unpleasant people. It's certainly not a problem exclusive to the legal profession. But it happens. Maybe it's the long hours, the demands of the job, or those dreaded student loans we all have to start paying back. But I vowed in those moments that it wouldn't happen to me. I encourage you to take that to heart as well. Don't ever stop being the kind of people I've grown to love and respect over the past three years. In my opinion, that's what makes USD special.

USD, you've been good to me. We've had our differences, and I never want to step foot in a classroom again, but you've helped make me the person I am today. And that's mostly a good thing. For that, I thank you from the bottom of my heart.

Stay classy University of San Diego.

Ken Brown is a 3L  
interested in the field of  
Employment Law



## Commencement Events 2016

*Friday, May 13, 2016  
School of Law Commencement Mass  
Founders Chapel  
4 p.m.*

*Volunteers are needed for the mass. If you (or your family) are interested in volunteering, please email the Office for Law Student Affairs.*

*Saturday, May 14, 2016  
School of Law Commencement  
Jenny Craig Pavilion*

*9 a.m. (Processional begins at 8:45 a.m.; graduates arrive by 8 a.m. for lineup)  
Tickets are not required. All are welcome to attend.*

*The USD School of Law graduation ceremony will be webcast live on the internet and will be available for replay for up to one week after Commencement.*

*Saturday, May 14, 2016  
School of Law Commencement Reception  
Hahn University Center, Forums A, B, and C  
Immediately following commencement ceremony.  
Continental breakfast will be served.*



# Law Librarian Corner: Finals and Summer

By Jane Larrington, LRC Librarian

## Law librarian corner: Summer edition

The end of the school year is in sight! Once you make it through finals, you'll be turning your attention to summer activities. Whether you're graduating, interning at a firm or government agency, researching for a professor, taking summer classes, or just enjoying some much-needed R & R, the LRC has something for you!

## Using research databases over the summer

For those of you heading off to a summer internship at a firm, government agency, court, or nonprofit, it's important to know which research tools you can use. Your research database subscriptions through USD are academic subscriptions and not all of them permit non-educational use. Here are the rules:

BloombergLaw and Lexis allow law students to use their systems throughout the summer for any purpose.

Westlaw limits use to educational purposes only. You will be able to log in and view TWEN but will be limited to just a few hours of research over the summer. If you are taking summer classes (including clinic work for academic credit), working on a law journal or moot court, or conducting research for a faculty member you may request a summer extension for full Westlaw access here: <https://lawschool.westlaw.com/registration/SummerExtension.aspx>. Students with an unpaid non-profit public interest internship/externship may also request a summer extension.

There are many LRC subscription databases that do not require individual registration and are available for use throughout the year for any purpose. This includes CEB Onlaw, Hein Online, ProQuest, Checkpoint RIA, Intelliconnect, and many others. A full list is available here: <http://www.sandiego.edu/law/library/find-resources/research-databases/>. When you access these resources from off-campus you will be prompted to sign in with your USDOne username and password.



## Graduating students' access to research databases

Recent graduates often ask what happens to their access to research databases once they've graduated. Here's a quick rundown: BloombergLaw allows unlimited access for 6 months after graduation.

Lexis provides unlimited access for 6 months after graduation. Lexis also offers the ASPIRE Program which provides 12 months of free access to federal and state cases, codes, regulations, law reviews, Shepard's® Citation Service and Matthew Bender® treatises to graduates who are engaged in verifiable 501(c)(3) public interest work. For more information or to apply for ASPIRE, see <http://www.lexisnexis.com/grad-access/>. Westlaw's full access ends May 31st for graduates. Bar studiers may extend access through July 31st by completing this form: <http://lawschool.westlaw.com/registration/summerextension.aspx>. Job search tools on Westlaw are available for 1 year from graduation.

CEB Onlaw (California Continuing Education of the Bar) offers free access for a full year for attorneys admitted to the State Bar of California within the last five years. CEB also offers new attorneys discounts on books and CLE programs. For more information, see <http://ceb.com/promotions/younglawyers.asp>.

Many of the LRC's subscription databases allow use by anyone who visits campus. Alumni are always welcome to come back to the LRC to conduct research. If you have questions about access to specific subscription databases, ask a reference librarian.

## Research and reference assistance

Your friendly reference librarians are here all summer and available to answer your research and reference questions. If you're assigned a daunting legal research project at work, send us an email ([lrcrefer@sandiego.edu](mailto:lrcrefer@sandiego.edu)) or give us a call (619.260.4766). We'll help you devise an effective and efficient research strategy. If you get stuck on a project, drop by—before you've burned through hours struggling on your own! If you're a research assistant for a faculty member we can direct you to the best resources and talk you through how to find answers to those tough research questions. For quick tips, contact us by chat—there's a link on our homepage ([www.sandiego.edu/law/library](http://www.sandiego.edu/law/library)).

## Bar Study

The LRC is a quiet, air-conditioned place to spend your hours studying for the bar. Our summer hours vary a bit depending on whether summer classes are in session, so look here for the latest: <http://www.sandiego.edu/law/library/about/hours-of-operation.php>. We extend our hours during summer school finals and in the days leading up to the bar exam.

Newspapers, magazines, casual reading & DVD collection

If you've got some free time on your hands this summer (or just need a break from bar study or summer classes), we've got an assortment of newspapers, magazines, as well as some legally-themed novels and movies. We're a great place to beat the heat!

Whatever you're up to this summer, we hope to see you at the LRC!



Jane Larrington is the Head of Reference at the Legal Research Center. She's been at USD for 6 years. Originally from Tucson, AZ, Jane went to college in Minnesota (Carleton) and law school in Michigan (UMich) because she had no idea just how cold, cold could be. After a brief stint in D.C. at the American Bar Association, she made her way back to sunnier climes and eventually went to library school (UofA). Highlights of her legal education include: singing with the oh-so-cleverly named law school a cappella group, the Headnotes, and skipping a semester of law school to spend 3 months externing in Cape Town, South Africa.





# Student Advocacy Teams Succeed in Spring

## Mock Trial

*Texas Young Lawyers Association (TYLA) Regional Mock Trial Competition:*  
*Semifinalist - Keisha Mello-Hall, Auty Moayeri*  
*Quarterfinalist - Lynnette Simpson, Tony Carvalho*

*American Association for Justice (AAJ) Student Advocacy Competition - Regional:*  
*3rd Place - Caitlin Macker, Caitlin Ryan, Kiley Connolly, Brody Burns*  
*5th Place - Lauren Harris, Leanne Skirzynski, Keia Atkinson, William Lange*

## USD Law Intramural Mock Trial Tournament

*1st - Joe Stewart, Braden Asper, Brendan Grech, Malak Behrouznamei*  
*2nd - Jenna Fiscus, Erik Hoyle, Haley Mills, Justin Shields*  
*3rd - Patrick Carden, Macauley Ivory, Lauren Titchbourne, Andrew Green*  
*4th - Tatiana Devita, Abbi Cook, Samantha Lewis, Amina Mousa*



## Moot Court

### Saul Lefkowitz Moot Court Competition

*Team 1: Alina Litoshyk & Emily Reber; Team 2: Jessica Boujikian & Andrew Green*  
*1st & 6th Place Pacific Regional*  
*3rd & 4th Place Brief Pacific Regional*  
*4th Place Overall National Competition*

### Philip C. Jessup International Law Moot Court Competition

*Team 1: Hailey Williams & Benjamin Cooper; Team 2: Cody Wisniewski & Kayla Lynk*  
*3rd Place Pacific Regional*  
*4th Place Oralist Award in Pacific Regional*

### ABA National Appellate Advocacy Competition

*Team 1: Lauren Crosby & Andrew Dorr; Team 2: Jenna Campbell & Cameron Haynes*  
*Octofinalists*

### Capital Child Welfare and Adoption Moot Court Competition

*Team 1: Keith Van Wagner & Jordan Ondatje; Team 2: Rijon Charne & Megan Rutkowski*  
*Quarterfinalists*

### Federal Bar Moot Court Competition

*Team 1: Philip Adams & Mellania Safarian (Octofinalists)*

### McLennon Intramural Tournament

*1) Erin Lupfer*  
*2) Emily Narum*  
*3) David Nauss*  
*4) Shane Tobin*



## VICAM

*We have just received the scores from the USD VICAM team in Hong Kong.*

*Hong Kong Team (Alicia Miller, Genevieve Herbert, Alex Murer, and Melissa Chinn)*

*The team finished 40th overall out of 115 teams who participated*  
*Alex Murer was the 48th Best Oralist out of 220 at the competition*  
*Honorable Mention Best Claimant Brief*  
*Honorable Mention Best Respondent Brief*

*Vienna Team (Elizabeth Bhappu, Irene Zhang, Erin Lupfer, and John Nelson)*  
*No scores as of printing*



## Transactional Law Team

*The 2015-16 Transactional Law Team (consisting of Ross Bautista, Andrew Walters, and Lindsay Craft) participated in the Transactional LawMeet. We were winners of the "Best Draft" Award from the Western Region.*

*Additionally, although not an award, I am very excited for the Transactional Law Team's growth. Although TLT was founded in the 2015-16 year, it is already official that TLT will have two competing and traveling teams.*